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U.S. APPLICATION NUMBER NO. 10/587,859	FIRST NAMED APPLICANT Herbert Moessler	ATTY. DOCKET NO. 2006_1221A
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INTERNATIONAL APPLICATION NO. PCT/EP05/00741	
I.A. FILING DATE 01/26/2005	PRIORITY DATE 01/29/2004

**CONFIRMATION NO. 9760
371 FORMALITIES LETTER**



Date Mailed: 09/04/2008

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 07/28/2006
- English Translation of the IA filed on 05/04/2007
- Copy of the International Search Report filed on 07/28/2006
- Preliminary Amendments filed on 05/04/2007
- Biochemical Sequence Diskette filed on 05/04/2007
- Oath or Declaration filed on 09/13/2006
- Biochemical Sequence Listing filed on 05/04/2007
- Request for Immediate Examination filed on 07/28/2006
- U.S. Basic National Fees filed on 07/28/2006
- Substitute Specification filed on 06/29/2007
- Specification filed on 07/28/2006
- Claims filed on 07/28/2006
- Abstracts filed on 07/28/2006

Applicant's response filed 08/21/2008 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 02/15/2008 have not been completed.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- The specification contains drawings or flow diagrams (37 CFR 1.58(a)). Formal drawings in accordance with 37 CFR 1.81 should be submitted.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Translation of the application into English. The current translation of the application into English is defective as described below. Note a processing fee will be required if submitted later than 30 months from the priority date.
 - Figures Embedded in Specification
- Processing fee of \$130 for providing the translation of the application and/or the Annexes later than 30 months from the priority date (37 CFR 1.492(i)).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

- **\$130** for English translation surcharge not received in full.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

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